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7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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10 JULIA POWELL KELLER-MCINTYRE, No. C-06-3209 MMC  
11 Plaintiff,  
12 v.  
13 SAN FRANCISCO STATE UNIVERSITY,  
14 Defendant  
15 \_\_\_\_\_ /  
16 Before the Court is plaintiff Julia Powell Keller-McIntyre's motion, filed August 10,  
17 2006, to cancel the ADR telephone conference scheduled for August 16, 2006. Plaintiff  
18 has failed to show good cause for the requested cancellation.  
19 In particular, although plaintiff contends, without citation to a declaration, that she  
20 recently was "threatened with a car accident," she submits no evidence that she suffered  
21 any injuries as a result thereof, much less injuries significant enough to preclude her from  
22 being able to participate in the telephone conference. Plaintiff's ability to prepare the  
23 instant motion strongly suggests that she is capable of participating in the telephone  
24 conference.  
25 Additionally, plaintiff contends, without citation to authority, that the telephone  
26 conference should be cancelled because the damages sought in the instant lawsuit are in  
27 excess of ADR limits. Plaintiff may be referring to 28 U.S.C. § 654, which precludes the  
28 district court from referring a case to court-sponsored arbitration where "the relief sought

1 consists of money damages in an amount greater than \$150,000." See 28 U.S.C. § 654.  
2 Section 654 does not bar the district court from requiring the parties in such a case to  
3 participate in other alternative dispute resolution procedures, however, such as early  
4 neutral evaluation, mediation, or a settlement conference before a magistrate judge.  
5 Indeed, the district court "shall . . . require that litigants in all civil cases consider the use of  
6 an alternative dispute resolution procedure at an appropriate stage in the litigation." See 28  
7 U.S.C. § 652(a) (emphasis added).

8 Accordingly, the motion is hereby DENIED.

9 **IT IS SO ORDERED.**

10 Dated: August 10, 2006

  
MAXINE M. CHESNEY  
United States District Judge

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